

30 July 1958

Excerpt from Public Law 85-468 (85th Congress), "General Government Matters Appropriation Act, 1959":

"Sec. 202. Unless otherwise specified and during the current fiscal year, no part of any appropriation contained in this or any other Act shall be used to pay the compensation of any officer or employee of the Government of the United States (including any agency the majority of the stock of which is owned by the Government of the United States) whose post of duty is in continental United States unless such person (1) is a citizen of the United States, (2) is a person in the service of the United States on the date of enactment of this Act who, being eligible for citizenship, had filed a declaration of intention to become a citizen of the United States prior to such date, (3) is a person who owes allegiance to the United States, or (4) is an alien from the Baltic countries lawfully admitted to the United States for permanent residence: Provided, That for the purpose of this section, an affidavit signed by any such person shall be considered prima facie evidence that the requirements of this section with respect to his status have been complied with: Provided further, That any person making a false affidavit shall be guilty of a felony and, upon conviction, shall be fined not more than \$4,000 or imprisoned for not more than one year, or both: Provided further, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law: Provided further, That any payment made to any officer or employee contrary to the provisions of this section shall be recoverable in action by the Federal Government. This section shall not apply to citizens of the Republic of the Philippines or to nationals of those countries allied with the United States in the current defense effort, or to temporary employment of translators, or to temporary employment in the field service (not to exceed sixty days) as a result of emergencies."

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Excerpt from H. R. 13066 (85th Congress), "Legislative Branch Appropriation Act, 1959":

"Not to exceed ten positions in the Library of Congress may be exempt from the provisions of appropriation Acts concerning the employment of aliens during the current fiscal year, but the Librarian shall not make any appointment to any such position until he has ascertained that he cannot secure for such appointments a person in any of the categories specified in such provisions who possesses the special qualifications for the particular position and also otherwise meets the general requirements for employment in the Library of Congress.

Appropriations in this Act available to the Library of Congress shall be available, in an amount not to exceed \$11,000, when specifically authorized by the Librarian, for expenses of attendance at meetings concerned with the function or activity for which the appropriation is made."

The excerpt from the first provision quoted above is identical to that which appeared in Public Law 85-48, "General Government Matters Appropriation Act, 1958" approved June 5, 1957, while the second provision quoted above which has not yet been enacted is comparable to similar provision in Public Law 85-75, "Legislative Branch Appropriation Act, 1958" which was approved on July 1, 1957. Similar provisions have been included in comparable appropriation acts for several years. The intent of these provisions has not been commented on in either the House or Senate reports for the last two years.